ined in the mind of the person whose maximum reasonable rate is, it is impossible to say whether the rate in uestion is unreasonable.

Not only that, but at common law the court, sometimes with a jury, some-times without, as the case happened to be, had to determine what the maximum reasonable rate was in every case in which complaint was made of the charge of an excessive rate, because the measure of damages was the difference between the rate actually charged and that which ought to have been charged, or the maximum reasonable rate. Now, the finding by the court of that maximum reasonable rate, therefore, is as old as the common law, and the fact that modern railway conditions have increased the circumstances that may properly affect a rate, does not furnish the slightest argument for holding that a commission or other tribunal may not properly be vested with the power to fix what a maximum reasonable rate is.

Sesond, it is objected that the proposed amendment gives the commission power to fix all the rates in the country; that this takes away from the npanies the power to manage their own lines, placing in the hands of five inexperienced laymen the business of-determining the price of transporta-tion, and that they must create confusion. This has been the main argu-

The proposition that a commission exercising powers as the present com-mission, would initiate wholesale rates for the country, in advance of com-plaints, and thus transfer the manage-ment of the rate making from the rail-way company to the commission, is ab-solutely absurd.

A Futile Task.

It is not to be supposed for one moment that Congress would intend or that any board would attempt such an impossible and futile task.

Should there be an abuse of this wer, which it is not for us to anticipate, a simple amendment limiting the power might be inserted. The President's proposition is that the commission should hear a complaint that a particular rate is unreasonable, declare it unreasonable, and fix a rate which weight of a decision of the commission it unreasonable, and fix a rate which should be reasonable in an order which should stand until set aside by a court. His plan does not involve the wholesale fixing or initiating of rates by the Interstate Commerce Commission. sion and the assumption that it does by those who oppose his proposition justifies the inference that they are setting up straw men to be knocked down in discussion.

**Confident that a tribunal with respected powers will respect its responsibilities.

Attacks have been made upon the com-mission as being a partial body. This

But it is said that the fixing of a single rate involves a change of so many other rates that it does involve a making over of the whole system of rates. It is true that in some instances one rate will affect many. If it does, it is for the carrier to âdjust the other rates to suit the rate fixed by the commission.

It may be conceded that the great bulk of rates are reasonable, but by unreasonableness in comparatively few rates, great injustice can be done, and when it is understood that efficient machinery is offered by the law to correct abuses, they are certain to be less.

All we intend is to tring before a

All we intend is to bring before a tribunal rates which are subject of dispute, and with respect to all others rate-making will go on by the railroad company at its discretion, without interference by the commission or any other body authorized to act.

A General Practice.

Government Management.

That giving rebates has ceased to be

First, that the Supreme Court has held

that the section has no application to a preference between ports which is only incidental to the proposed regulation and not its direct object; and, second,

and not its direct object; and, second, that as the commission would be only

DIED. FLAHERTY-On Friday, October 20. at 9:35 p. m., MICHAEL, beloved husband of

OSSIRE-Died Saturday morning at 3:30, October 21, NELLIE MAY, youngest daugh-ter of Anna A., and the late William H. Os-

BERGMANN-Departed this life October 20, 1965, at 1:40 o'clock p. m., FREDRICK WILLIAM BERGMANN in the fifty-fifth

year of his age.

Funeral from his late residence, 20 Harrison street, Anacostia, Sunday, October 22, at 3 o'clock p.m. Interment at Congressional Cemetery. Friends and relatives 'n-vited to attend.

BREGAZZI-On Thursday, October 19, 19)5, at 1:40 o'clock p. m., LOUISE BREGAZZI, in the sixtieth sear of her age.
Funeral from residence, 725 Thirteenth street northwest, at 8:30 o'clock a. m., Saturday, Mass at St. Patrick's Church at 9 o'clock a. m., Saturday, October 21, 1905.
(Boston papers please copy.) oc20-3t

IN MEMORIAM

LITTLE—In loving memory of our dear mother, MARY E. LITTLE, who departed this life four years ago today, October 22,

No mother dear to guide us
With love sincere and true;
No mother to caress us,
As she was wont to do.
The dear one now is sleeping;
No care is on her brow.
Oh, blame us not for weeping—
We have no mother now.

Rest on, dear mother; thy labor is o'er; Your willing hands will toll no more.

A faithful mother, both true and kind—
A truer mother I could not find.

May she rest in peace.

By Her Shildren

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GUDE,

Funeral private.

oc21-2t

It is said that to allow the commission to prescribe rates is equivalent to government management. It is no more equivalent to government management is said that the Eikins law permits equivalent to government management is said that the Eikins law permits squivalent to government management is said that the Eikins law permits sufficient prosecution for rebates. The than is the requirement of the statutes of the United States that freight cars shall have self-coupling devices or air-shall have self-couplin

that with an efficient commission, ex- ought not to be lower, or that the genperionce will enable them to dispose of usual matters of controversy more rapusual matters of controversy more rapusual matters of court. Of course, where a serious issue of law arises the judgment of the court is to be preferred to commission were authorized to fix rates, that of the commission; but the great the rates would be in violation of that majority of cases can be disposed of by article of the Constitution declaring that no preference shall be given by any regulation of commerce or revenues to the court.

The present law has done much good. The present law has done much good.

rate and issued its order, it then beother. The Attorney General's answer competent for a court to pass upon the question whether such a rate offers the company reasonable compen-sation, and that is the form which an appeal to the court would take. If the rate fixed is found not to be reasonable the court can protect the railway.

The Judicial Order.

An objection made to the feature of the proposed amendment, by which the order of the commission shall be in force until set aside by judicial order, is that the railroad company may be made to lose large sums by furnishing; transportation at rates which afterward

FLAHERTY-On Friday, October 20, at 5:25 p. m., MICHAEL, beloved husband of Bridget Flaherty.
Funeral from his late residence, 12:30 Delaware avenue southwest, on Monday, October 25 at 8:30 a. m., thence to St. Vincent de Paul Church, where solemn high mass will be said for the repose of his soul. R. I. P. Relatives and friends are invited to attend. are shown unreasonably low. It is difficult to see why there should not be attached to the finding of a commission, experienced is such, at least prima cie correctness. Indeed, one may fairly protest against the contemptuous manner in which reference is made by railroad presidents to the value and

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611 7th Street N. W. There all dental operations are per-fined without the usual horror and only experienced at the hands of den-sts. All operations are performed solutely painless, as thousands will stify. I am the sole owner and only pitist using this wonderful Painless ethod in Washington. So take ad-unlage of this opportunity and call day for free examination.

rouble and Money. tiful Set of Teeth

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WASHINGTON MEN WHO RECEIVED HIGHEST DEGREE IN MASONRY



authorized by law to fix rates that were wonders in the contentment of the pub-

brakes.

The investigation of rates and the determination as to what a just rate is, does regulate the railway company as to that rate; but not as to other rates.

Again, it is asked what is the use of having a commission? Why not have these complaints made directly to the court and have the court settle them? There are two answers. The first is, that with an efficient commission, ex-

or for two years, provided that if condi-

As amended it will do much more good. counsel for railway corporations and The belief that a speedy remedy be had for any injury done will work

Scholar's Companion. lock and key

with School Shoes this week

MEN'S

Vici Kid and Box Calf, all of the newest toes.

JACOBUS

S. JONES!

In my judgment, the railways whose managers are opposing the amendments are making a great mistake, and should Potomac, G. A. R., and a member of they succeed in delaying or in defeat-Objection is further made that there is ing the proposed amendments, they are merely heaping up wrath against a day of wrath.

Found Conservative.

reasonable must all be given as much There is nothing inconsistent with the force before the commission under the recommendations of the President to innew law as under the old. The truth is a provision that the rate fixed shall is that when one calmly examines the pany, insurance brokers. He was born in the western part of New York State

> ate, and there are indications that the extended and able arguments of the

(Continued on Seventh Page.)

LADIES'

\$2.00 We offer at \$1.65

\$2.50 We offer at \$1.98

in latest styles. Worth-

\$3.00 Grade at \$2.49 \$3.00 Grade at \$2.49

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Men's Satin Calf, heavy soles, \$2.00 Grade at...... \$1.50

SCHOOL SHOES--Reliable slock reduced to 50c, 75c, 98c, \$1.25, \$1.39, \$1.69, \$1.98

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Vici Kid, Blucher, and Lace

MASONS PROPOSE HOME FOR WIDOWS

To Include Echool for In digent Brothers' Children.

Southern Scottish Rite Council Joins Movement for International Con-

Masons throughout the entire country will be greatly interested in the an nouncement coming from unquestionable sources, that the Supreme Council of the Scottish Rite Masons for the Southern Jurisdiction is seriously considering a proposition to build, in Washington in near future, a home for widows of indigent Masons.

The plans include a school in the nome for the daughters of such widows. Such a home was discussed at the meeting of the Supreme Council of the Scottish Rite held two years ago. No definite conclusion was reached at the time, however, and the proposal was temporarily abandoned. It came up again before the supreme council at the meeting just closed in this city.

Have Money.

The report of the committee on finance howed a surplus fund of \$250,000 in the treasury. This sum it is said will form

a nucleus for a building.

The institution would be the first of its kind in the world. Both bodies of Masonry, Scottish and York Rites, have homes for indigent fellow-Masons in a homes for indigent fellow-Masonic in the coroner the facts warranted his detention.

Push Convention.

Before the final adjournment of the supreme council today, action was taken toward a convention of representatives of the supreme council of the several jurisdictions of the Scottish Rite. The council for the Northern several jurisdictions of the Scottish Rite. The council for the Northern Jurisdiction in September passed a resolution in favor of such a conference, and authorized delegates. The Southern Supreme Council designated the grand commander and any two members of the council he may select as representatives to the proposed interrutional. tatives to the proposed international

Leading Local Citizens Got Coveted Degree

Washington was especially interested in the gathering of Scottish Rite Ma-sons, which has just closed its session. because three prominent citizens have been given the highest Masonic honor-

the business and social life of the Capi-tal. Samuel H. Hart is manager of the firm of Lansburgh & Bro. having been identified with that house for several years. He is probably one of the youngest thirty-third degree Masons in the United States, and in addition, a noble of the Mystic Shrine, and long identified with Almas Temple

He is a son of Capt. Abram Hart, past commander, Department of the

Mr. Hart, it is said, will be selected as a delegate to represent the District of Columbia at the next meeting of the The rules laid down by the Supreme Rite, to be held a year hence at Oak-

F. H. Thomas.

Frank Hillebert Thomas is the senior in the western part of New York State tions change application may be made for leave to change the rate accordingly.

The President's recommendations, while they have received the full support of the Republican majority in the House, have not yet passed the Senton be effected by these amendments. ed all of his Masonic degrees, except the thirty-third, in Michigan.

He came to Washington to accep

SURPLUS IS NOW AVAILABLE

ference-Delegates Authorized.

number of the larger cities, the masonic his detention.

Home in Philadelphia, erected several years ago, being perhaps the largest the necessity of putting the suspected

the coveted thirty-third degree.

These three men are all well known to

Samuel H. Hart.

land, Cal.

the position of chief clerk of the Post-office Department. He resigned dur-

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Kid Top Lace and Button, un-

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BARGAINS

business, regardless of which our frade was unusually heavy. But

we are determined to make this a banner week, as our stock has

never been so large and styles so beautiful. And would especially

call your attention to many bargains from our late purchase of

nearly 100 cases, embracing some broken lots that we secured at

a price, including a large line of school shoes, both stylish and

BARGAIN PRICES THIS WEEK

\$3.00 We offer at \$2.50 \$3.00 Grade at \$2.50

MEN'S

Pat. Colt and Kid Mat Tops, Wizard and

The improvements we made last week somewhat interrupted

ing Postmaster General Wilson's term o go into the insurance business. Mr. Thomas is senior past grand commander of the Knights Templar of the District and at present holds the third highest position in the Knights Templar of the United States.

J. S. Jones.

To the great army of Knights Templar in this city no face is more famil-lar than that of Jacobus Seneca Jones. He is known personally to almost every member of the organization. He stands in line as the most probable candidate for the next potentate of Almas Tem-

Mr. Jones is a native of Tennessee and ar, Jones is a native of remessee and is fifty-five years of age. He has for many years been an employe of the Land Office, and is considered one of the most reliable clerks serving under Secretary Hitchcock.

HYATTSVILLE CITIZENS SCORE CORONER CARR

(Continued from First Page.)

ertainly demanded that the deliberations of the jury be kept secret

Assumes Too Much.

"The coroner's jury is assuming too many of the functions of a trial jury," said John Farden. "The former body's duties end when it ascertained the cause of Miss Smallwood's death, and had ordered the arrest of anyone whom the evidence warrants. As to the affair on Monday evening, if the accused was not allowed in the jury room his counsel should certainly have been excluded."

Opposes Coroner.

"I know very little of the case and I might change my opinion if I knew more," said John Hurley, "but from the knowledge I possess it seems to me that Constable Garrison has per-formed his duty well, but I cannot say

man in a safe place."
"The Smallwood murder mystery will be cleared up as soon as possible," said Constable Garrison. "The gathering of evidence to clearly establish who is guilty of committing this foul crime, when the crime was committed, and

upon the evidence that will be presented to them before deducting their conclusions.

"If Winfield Scott Hancock is held by the jury as the perpetrator of this crime, then it is time enough for the people to comment upon the case. So far the people have nothing but theories to work on. These may be right, but it would be better to await established facts before definite conclusions have been made.

"Evidence that is thought to be of an incriminating nature has been gathered. If the jury holds that this evidence is true, then the case will be clearly established. On the other hand, if the jury falls to establish the evidence that has been collected, then it will be necessary to start out new again.

"The case is deap seated and the people should await developments. Everything is being done to clear up the case and bring the guilty to justice. The sensation that has been made out of the case is premature and uncalled for.

"CONSTABLE THOMAS."

THE EYE

THE NERVE SYSTEM

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ed energy means weakened nerves; then HEADACHE and INDIGESTION.

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God Hears-God Heals "Teach, preach, and heal." Jesus com-manded. In His name, we do so. Write 1921 13th st. nw., or phone north 3507 Y. No charge. ROPERT WEIR.

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